

DAILY DIGEST

Vol. 17, No. 77

April 22, 1998

**Before an entry denotes that the item is part of the FCC's implementation of the 1996 Telecom Act. While we will attempt to flag all Telecom Act-related items, this marking is unofficial and informational only.

NEWS RELEASES

CABLE SERVICES ACTION - COMMISSION PROPOSES STREAMLINED CABLE FILING REQUIREMENTS - REPORT NO. CS 98-6. As part of an ongoing effort to streamline the regulatory process, the Commission has adopted a Notice of Proposed Rulemaking to simplify the Part 76 Cable Television Service pleading and complaint process rules. Action by the Commission April 13, 1998, by Notice of Proposed Rulemaking (FCC 98-68). News Media Contact: Morgan Broman (202) 418-2358. CSB Contact: Thomas Horan at (202) 418-2486. Internet URL: https://www.fcc.gov/Bureaus/Cable/News_Releases/1998/nrcb8009.html

BROADCAST STATION TOTALS AS OF MARCH 31, 1998. MMB. Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/News_Releases/1998/nrmm8014.txt

GENERAL ACTION - FCC REVOKE TEXAS RADIO LICENSE DUE TO LICENSEE MISREPRESENTATION AND LACK OF CANDOR - REPORT NO. GN 98-5 (MM DOCKET 96-173). The FCC revoked Chameleon Radio Corporation's license for radio station KFCC(AM), Bay City, Texas, because of the licensee's numerous instances of misrepresentation and lack of candor in conjunction with a 1995 request for special temporary authority to move the station's transmitter site. Action by the Commission April 17, 1998, by Decision (FCC 98-73). News Media Contact: David Fiske (202) 418-0500. MMB. Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/News_Releases/1998/nrmm8013.html

PUBLIC NOTICES

Released: April 22, 1998. EX PARTE PRESENTATIONS AND POST-REPLY COMMENT PERIOD FILINGS IN PERMIT-BUT-DISCLOSE PROCEEDINGS. Contact: Barbara Lowe at (202) 418-0310.

Report No: N-64-A. Released: April 22, 1998. COMMON CARRIER NETWORK SERVICES APPLICATIONS ACTIONS.

Report No: N-65-A. Released: April 22, 1998. COMMON CARRIER NETWORK SERVICES APPLICATIONS ACTIONS.

Released: April 22, 1998. TARIFF TRANSMITTAL PUBLIC REFERENCE LOG - APRIL 21. Internet URL: https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/Tariffs/combined/tt042198.pdf

Released: April 22, 1998. NEVADA BELL PETITIONS COMMISSION FOR PERMISSION TO IMPLEMENT NEW SERVICE RATE ELEMENTS - PLEADING CYCLE ESTABLISHED. Comments due April 29, 1998. (DA No. 98-776). Contact: Yvonne Hawkins, Competitive Pricing Division at (202) 418-1530. Internet URL: https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/1998/da980776.txt

Report No: 3635. Released: April 22, 1998. CABLE SERVICES ACTION.

Report No: 1357. Released: April 22, 1998. CABLE TELEVISION RELAY SERVICE (CARS) APPLICATIONS ACCEPTED FOR FILING.

Report No: DS-1835. Released: April 22, 1998. SATELLITE COMMUNICATIONS SERVICES ACTIONS. Internet URL: https://www.fcc.gov/Bureaus/International/Public_Notices/1998/pnin8109.txt

Report No: DS-1834. Released: April 22, 1998. SATELLITE COMMUNICATIONS SERVICES INFORMATION RE: SATELLITE RADIO APPLICATIONS ACCEPTED FOR FILING. Internet URL: https://www.fcc.gov/Bureaus/International/Public_Notices/1998/pnin8108.txt

Report No: TEL-148-A. Released: April 22, 1998. STREAMLINED INTERNATIONAL SECTION 214 AND SECTION 310(B)(4) APPLICATIONS ACCEPTED FOR FILING (FORMAL SECTION 63.18). Internet URL: https://www.fcc.gov/Bureaus/International/Public_Notices/1998/pnin8099.txt

Report No: 44225. Released: April 22, 1998. BROADCAST ACTIONS. Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Brdcst_Actions/ac980422.txt

Report No: 24225. Released: April 22, 1998. BROADCAST APPLICATIONS. Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Brdcst_Applications/ap980422.txt

TEXTS

BELL ATLANTIC-VIRGINIA, INC. Granted Bell Atlantic-Virginia, Inc.'s request for a limited modification of local access transport area boundary. Action by Chief, Network Services Division. Adopted: April 22, 1998. by MO&O. (DA No. 98-769). CCB Internet URL:

https://www.fcc.gov/Bureaus/Common_Carrier/Orders/1998/da980769.txt

NORTHLAND CABLE TELEVISION, INC. Granted complaint filed against the rates charged by Northland Cable Television, Inc. for cable programming services tier in Moses Lake, WA. Action by Acting Bureau Chief. Adopted: April 17, 1998. by Order. (DA No. 98-749). CSB Internet URL:

<https://www.fcc.gov/Bureaus/Cable/Orders/1998/da980749.txt>

CHARTER COMMUNICATIONS ENTERTEAINMENT II, L.P. Denied Petition for Determination of Effective Competition filed by Charter Communications Entertainment II, L.P. challenging the certification of 26 communities in Los Angeles County to regulate Charter's basic cable service and associated equipment rates. Action by Acting Bureau Chief. Adopted: April 17, 2000. by MO&O. (DA No. 98-766). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1998/da980766.txt>

FALCON CABLE HOLDINGS, INC. Approved the refund plan Falcon Cable Holdings, Inc. filed for th City of Calvert, KY. Action by Chief, Financial Analysis and Compliance Division. Adopted: April 16, 1998. by Order. (DA No. 98-745). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1998/da980745.txt>

SAMSON CABLEVISION CORPORATION. Approved the refund plan Samson Cablevision Corporation filed for Brookhaven, NY, Islip, NY and Smithtown, NY. Action by Chief, Financial Analysis and Compliance Division. Adopted: April 16, 1998. by Order. (DA No. 98-744). CSB Internet URL:

<https://www.fcc.gov/Bureaus/Cable/Orders/1998/da980744.txt>

**1998 BIENNIAL REVIEW -- PART 76 CABLE TELEVISION SERVICE PLEADING AND COMPLAINT RULES. Sought comments on whether to amend Part 76 pleading and complaint process rules. Comments due

June 22; replies July 7. Action by the Commission. Adopted: April 13, 1998. by NPRM. (FCC No. 98-68). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Notices/1998/fcc98068.txt>

BETHEL PARK TV CABLE COMPANY D/B/A ADELPHIA CABLE COMMUNICATIONS. Denied the complaint filed against the cable programming services tier rates Bethel Park TV Cable Company d/b/a/ Adelphia Cable Communications charged in Bethel Park, PA. Action by Chief, Financial Analysis and Compliance Division. Adopted: April 17, 1998. by Order. (DA No. 98-764). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1998/da980764.txt>

UNISOURCE USA, INC. Granted Unisource USA, Inc authority, pursuant to Section 214 of the Communications Act, as amended, to acquire and operate facilities to provide international services, including international basic switched private line, data, and business services between the United States, Austria, Belgium, Denmark, Finland, France, Germany, Greece, Hungary, Ireland, Italy, Latvia, Lithuania, Luxembourg, Norway, Portugal, Spain, and Sri Lanka. Action by Chief, Telecommunications Division. Adopted: April 21, 1998. by Ord. Auth and Cert. (DA No. 76-7). IB Internet URL:

<https://www.fcc.gov/Bureaus/International/Orders/1998/da980767.txt>

KTVM(TV), BUTTE, MT. Issued Notice of Apparent Liability for Forfeiture for \$8,000 to Eagle Communications, Inc., Licensee of KTVM(TV), Butte Montana, for repeated violations of the Commission's rule limiting the amount of commercial matter that may be aired during children's programming; granted license renewal application of Eagle Communications, Inc. for station KTVM(TV), Butte, Montana. Action by Bureau Chief. Adopted: April 21, 1998. by NAL. (DA No. 98-773). MMB Internet URL:

https://www.fcc.gov/Bureaus/Mass_Media/Notices/1998/da980773.txt

CHAMELEON RADIO CORPORATION. Revoked Chameleon Radio Corporation's license for radio station KFCC(AM), Bay City, Texas, because of the licensee's numerous instances of misrepresentation and lack of candor in conjunction with a 1995 request for special temporary authority to move the station's transmitter site. Dkt No.: MM- 96-173. Action by the Commission. Adopted: April 17, 1998. by Decision. (FCC No. 98-73). MMB Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Orders/1998/fcc98073.txt

TEN APPLICATIONS. Denied petitions for reconsideration filed by Astoria applicants to construct and operate a Multichannel Multipoint Distribution Service station on the F channels at Astoria, Oregon. Action by Assistant Chief, Video Services Division. Adopted: April 20, 1998. by Order On Recon. (DA No. 98-759). MMB Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Orders/1998/da980759.txt

WYSE WIRELESS PARTNERSHIP. Denied Wyse Wireless Partnership's reconsideration petition of the return of its application to construct and operate a Multichannel Multipoint Distribution Service station on the F channels at La Grange, Texas. Action by Assistant Chief, Video Services Division. Adopted: April 20, 1998. by Order On Recon. (DA No. 98-758). MMB Internet URL:

https://www.fcc.gov/Bureaus/Mass_Media/Orders/1998/da980758.txt

ADDENDA: The following items, released April 21, 1998, did not appear in Digest No. 76:

NEWS RELEASES

COMMON CARRIER ACTION - COMMISSION BARS FLETCHER COMPANIES FROM PROVIDING LONG DISTANCE SERVICE; ASSESSES FORFEITURES AGAINST FLETCHER TOTALLING \$5,681,500 FOR SLAMMING, OTHER VIOLATIONS - REPORT NO. CC 98-11 (CC DOCKET NO. 97-144). The Commission revoked the operating authority of the Fletcher Companies for engaging in "slamming" and numerous other violations of the Communications Act and the FCC's rules. Action by the Commission April 21, 1998 by Order (FCC 98-76). News Media Contact: Rochelle Cohen (202) 418-0253. CCB Contact: Coleen

Heitkamp at (202) 418-0974. Internet URL:
https://www.fcc.gov/Bureaus/Common_Carrier/News_Releases/1998/nrcc8033.html

PUBLIC NOTICES

Report No: 98-5. Released: April 21, 1998. FM TRANSLATOR-BOOSTER APPLICATION READY AND AVAILABLE FOR PROCESSING.Cut-off Date: May 22, 1998. Internet URL:
https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Radio_Cutoffs/pnmm8060.txt

Report No: 2270. Released: April 21, 1998. PETITIONS FOR RECONSIDERATION AND CLARIFICATION OF ACTION IN RULEMAKING PROCEEDINGS. Internet URL:
https://www.fcc.gov/Bureaus/Miscellaneous/Public_Notices/1998/pnmc8024.txt

Report No: 2269. Released: April 21, 1998. OFFICE OF PUBLIC AFFAIRS REFERENCE OPERATIONS DIVISION PETITIONS FOR RULEMAKING FILED. Internet URL:
https://www.fcc.gov/Bureaus/Miscellaneous/Public_Notices/1998/pnmc8023.txt

Report No: 1985. Released: April 21, 1998. WIRELESS TELECOMMUNICATIONS BUREAU WEEKLY RECEIPTS AND DISPOSALS.

TEXTS

FLETCHER COMPANIES. Revoked the operating authority of the Fletcher Companies for engaging in "slamming" and numerous other violations of the Communications Act and the FCC's rules. Dkt No.: CC- 97-144. Action by the Commission. Adopted: April 21, 1998. by Order. (FCC No. 98-76). CCB Internet URL:
https://www.fcc.gov/Bureaus/Common_Carrier/Orders/1998/fcc98076.txt

BELL ATLANTIC-VIRGINIA, INC. Granted Bell Atlantic-Virginia, Inc.'s petitions to provide two-way, non-optimal expanded local calling service between the Leesburg, Virginia exchange and various other exchanges in Virginia. Action by Chief, Network Services Division. Adopted: April 21, 1998. by MO&O. (DA No. 98-768). CCB Internet URL: https://www.fcc.gov/Bureaus/Common_Carrier/Orders/1998/da980768.txt

WALTER O'CHESKEY FOR NCPT CELLULAR, INC. (ASSIGNOR) AND TRIAD CELLULAR L.P. (ASSIGNEE). Denied the Application for Review filed by Amarillo CellTelCo seeking review of a February 24, 1994 order by the Chief of the former Mobile Services Division of the Common Carrier Bureau, which granted assignment of the A-block cellular license for market 652A, Texas 1 - Dallam RSA (Texas 1) from Walter O'Cheskey, Trustee-in-Bankruptcy to Triad Cellular L.P. Denied Petition for partial Reconsideration of the MSD Order filed by the Motion Picture Association of America. Affirmed the MSD Order and upheld the challenged assignment of license. Action by the Commission. Adopted: April 20, 1998. by MO&O. (FCC No. 98-74). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1998/fcc98074.txt>

ADDENDA: The following items, released April 20, 1998, did not appear in Digest No. 75:

TEXTS

IT&E AND PCI COMMUNICATIONS. Established a revised interim settlement arrangement between Guam Telephone Authority and PCI Communications, Inc. concerning PCI's petition seeking emergency relief and an expedited declaratory ruling which alleged that ongoing and proposed actions taken by GTA constitute violations of the Commission's Show Cause Order , 7 FCC Rcd 4023 (1992) and violations of Sections 201-203 of the Communications Act. Action by Chief, Competitive Pricing Division. Adopted: April 20, 1998. by Order. (DA No. 98-750). CCB